

ORIGINAL

DOCKET FILE COPY ORIGINAL
Before the

FEDERAL COMMUNICATIONS COMMISSION

Washington, D.C. 20554

RECEIVED

SEP 20 2004

In the Matter of

Amendment of Section 73.622(b)

Table of Allotments

Digital Television Broadcast Stations

(Kalispell, Montana)

)
)
)
)
)
)

MB Dkt. No. 04-283

RM-10965

Federal Communications Commission
Office of Secretary

To: The Secretary, FCC

Attn: Chief, Video Division, Media Bureau

COMMENTS IN SUPPORT OF RULEMAKING

Montana State University ("MSU"), by its attorneys and pursuant to the Commission's Rules, comments on the above-referenced rulemaking proceeding to amend Section 73.622(b) of the Rules. The rulemaking proposes to amend the Commission's Rules by allotting channel *46 as a new noncommercial educational DTV channel at Kalispell, Montana.

MSU initiated this proceeding and reaffirms its interest in applying for a new noncommercial DTV station on channel *46 at Kalispell, if allotted. If authorized to do so, MSU will promptly build this station on the requested channel. MSU hereby incorporates by reference the showings made in its *Petition for Rulemaking* in this proceeding, as filed with the FCC on March 24, 2004.

For these reasons and those expressed in the prior *Petition*, MSU supports the rulemaking proceeding to amend Section 73.622(b) of the Commission's Rules to allot DTV channel *46 at Kalispell, Montana and reserve the channel for noncommercial educational use.

No. of Copies rec'd
List / CODE

014

Respectfully submitted,

MONTANA STATE UNIVERSITY

By: Barry Persh
Margaret L. Miller
Scott S. Patrick
Barry S. Persh
Its Attorneys

Dow, Lohnes & Albertson, pllc
1200 New Hampshire Ave., N.W.
Suite 800
Washington, DC 20036
(202) 776-2000

September 20, 2004

Declaration Under Penalty Of Perjury

I, JACK HYPPA, hereby declare under penalty of perjury that the foregoing statements set forth in these Comments supporting the amendment to Section 73.622(b) of the Commission's Rules are true and correct to the best of my knowledge and belief.

By: 

Title: MANAGER, KLSM-TV

Date: 9/16/04